

Attorney's Docket No.: 80398.P347

Patent

In re the Application of: Chan, et al.
(inventor(s))

Application No.: 09/758,484

Filed: 1/10/01

For: METHOD AND APPARATUS FOR VARIABLE FRAME SIZE RADIOLINK PROTOCOL BASED
ON CHANNEL CONDITION ESTIMATION
(title)

ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

SIR: Transmitted herewith is an Amendment for the above application.

 Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted.

 A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 is enclosed.

 X No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1) Claims Remaining After Amd.		(Col. 2) Highest No. Previously Paid For	(Col. 3) Present Extra
Total Claims	*3	Minus	**20	0
Indep. Claims	*2	Minus	***4	0
<div><input type="checkbox"/></div> First Presentation of Multiple Dependent Claim(s)				

SMALL ENTITY	
Rate	Additional Fee
X9	\$
X40	\$
+135	\$
Total Add. Fee	\$

OTHER THAN A SMALL ENTITY	
Rate	Additional Fee
X18	\$ 0
X80	\$ 0
+270	\$ 0
Total Add. Fee	\$ 0

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

on August 16, 2001
Date of Deposit

Maureen R. Pettibone

Name of Person Mailing Correspondence

Maureen R. Pettibone

Signature

8/16/01

Date

_____ A check in the amount of \$ _____ is attached for presentation of additional claim(s).
_____ Applicant(s) hereby Petition(s) for an Extension of Time of _____ month(s) pursuant to
37 C.F.R. § 1.136(a).

_____ A check for \$ _____ is attached for processing fees under 37 C.F.R. § 1.17.
_____ Please charge my Deposit Account No. 02-2666 the amount of \$ _____.

A duplicate copy of this sheet is enclosed.

X The Commissioner of Patents and Trademarks is hereby authorized to charge payment of the
following fees associated with this communication or credit any overpayment to Deposit Account
No. 02-2666 (a duplicate copy of this sheet is enclosed):

X Any additional filing fees required under 37 C.F.R. § 1.16 for presentation of
extra claims.

X Any extension or petition fees under 37 C.F.R. § 1.17.

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

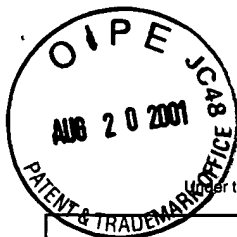
Maria McCormack Sobrino

Date: August 18, 2001

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025
(408) 720-8300

Maria McCormack Sobrino
Reg. No. 31,639

09758484-082001



PTO/SB/17(11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL FOR FY 2001**TOTAL AMOUNT OF PAYMENT (\$)** \$390.00**Complete if Known:**Application No. 09/758,484Filing Date 1/10/01First Named Inventor Joseph C. ChanGroup Art Unit Not yet assignedExaminer Name Not yet assignedAttorney Docket No. 80398.P347**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666

Deposit Account Name _____

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed: ☒ Check
_____ Credit Card
_____ Money Order
_____ Other

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
101	710	201	355	Utility application filing fee	_____
106	320	206	160	Design application filing fee	_____
107	490	207	245	Plant filing fee	_____
108	710	208	355	Reissue filing fee	_____
114	150	214	75	Provisional application filing fee	_____

SUBTOTAL (1) \$ 0**2. EXTRA CLAIM FEES**

			Extra Claims	Fee from below	Fee Paid
Total Claims	_____	- 20** =	_____	X _____	= _____
Independent Claims	_____	- 3** =	_____	X _____	= _____
Multiple Dependent	_____			_____	= _____

****Or number previously paid, if greater; For Reissues, see below.**

Large Entity		Small Entity		Fee Description
Code	Fee (\$)	Code	Fee (\$)	
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 0

FEE CALCULATION (continued)
3. ADDITIONAL FEES

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
<u>Fee Code</u>	<u>Fee (\$)</u>	<u>Fee Code</u>	<u>Fee (\$)</u>		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	390
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	For filing a submission after final rejection (see 37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (see 37 CFR 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
195	300	195	300	Publication fee for early, voluntary, or normal publication	
196	300	196	300	Publication fee for republication	
194	130	194	130	Request for voluntary publication or republication	
098	130	098	130	Processing fee under 37 CFR 1.17(i)	
091	1,240	091	1,240	Acceptance of unintentionally delayed claim for priority	
Other fee (specify) _____					
Other fee (specify) _____					

SUBTOTAL (3) \$ 390

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

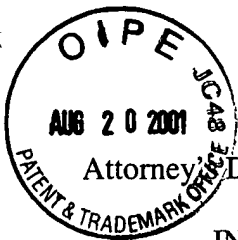
 Typed or Printed Name: Maria McCormack Sobrino

 Signature: Maria McCormack Sobrino Date: August 16, 2001

 Reg. Number: 31,639 Telephone Number: (408) 720 8300

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

09753431-00001



Attorney: Docket No.: 80398.P347

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Chan et al.

Application No.: 09/758,484

Filed: January 10, 2001

For: METHOD AND APPARATUS FOR
VARIABLE FRAME SIZE RADIOLINK
PROTOCOL BASED ON CHANNEL
CONDITION ESTIMATION

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on August 16, 2001

Date of Deposit

Maureen R. Pettibone

Name of Person Mailing Correspondence

Maureen R. Pettibone 8/16/01

Signature

Date

Commissioner of Patents
Box Missing Parts
Washington, D.C. 20231

SUPPLEMENTAL RESPONSE TO NOTICE TO FILE MISSING PARTS OF
APPLICATION (FILING DATE GRANTED)

Sir:

This is a supplemental response to the Notice to File Missing parts of Application (Filing Date Granted) mailed May 2, 2001. In the initial response, mailed July 2, 2001, Declarations and Powers of Attorney executed by inventors Joseph C. Chan and Chinh Tran were submitted. Inventor Chi-ping Nee did not sign the documents at that time.

Enclosed herein are:

- (1) a duly executed Declaration and Power of Attorney with respect to the above-referenced patent application signed by Chi-Ping Nee;
- (2) a copy of the Notice to File Missing Parts of Application; and
- (3) a Petition for Extension of Time pursuant to 37 C.F.R. §1.136(a) with a check for \$390.00 pursuant to 37 C.F.R. § 1.17.

09758484-082001

If any additional fee is required, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: August 16, 2001

Maria McCormack Sobrino

Maria McCormack Sobrino
Reg. No. 31,639

12400 Wilshire Blvd.
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Los Angeles, CA 90025-1026
(408) 720-8598

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DAC

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Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

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on August 16, 2001
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Maureen R. Pettibone
Name of Person Mailing Correspondence
Maureen R. Pettibone 8/16/01
Signature Date

RECEIVED

AUG 21 2001

REQUEST TO WITHDRAW PETITION

OFFICE OF PETITIONS

Dear Sir:

This is a request to withdraw the Amendment and Petition Under 37 C.F.R. §1.47(b) that was filed on June 29, 2001 regarding the aforementioned application. The Petition was filed to address the refusal of inventor Chi-ping Nee to sign the Declaration and Power of Attorney. After the mailing of this petition, Chi-ping Nee returned an executed copy of the Declaration and Power of Attorney, which has been duly sent to Box Missing Parts.

Please charge any shortages and credit any overcharges to our Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: August 16, 2001

Maria McCormack Sobrino
Maria McCormack Sobrino
Reg. No. 31,639

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Los Angeles, CA 90025-1026, (408) 720-8598